

Notice No.: 92-005
Date: March 12, 1992
Applies to: Higher Education Employers
Subject: New WACs affecting PERS employees

Retirement law establishes an exception from PERS membership for certain employees of higher education institutions and community colleges. This exception applies to **full-time** students and their spouses when the following conditions apply:

- the person is employed by the same institution where he or she is a full-time student, or where his/her spouse is a full-time student; **and**
- the employee (if the employee is the student) determines that he or she is working at the institution primarily to further his/her education; **or**
- the employee (if the spouse of the student) determines that he or she is working at the institution primarily to further his/her spouse's education

WAC 415-108-520, effective December 31, 1991, explains the standards for applying this exception. This administrative rule specifies the responsibilities of the institutions of higher education in notifying employees of the rule. The rule also defines the responsibilities of employees in establishing and maintaining use of this exception.

NOTE: A student claiming this exception must be employed by the same educational institution that he/she is enrolled in. A student of another educational institution working for your college or university as an intern or in any other capacity does not qualify for this exception. Under these circumstances, a student would be excepted

from PERS only if he/she worked in an ineligible position.

This new WAC was published in the Washington State Register, October 18, 1991, on pages 21-22. If you have specific questions about the new rule, you may contact Jack Bryant, DRS Membership Services Administrator, at (206) 753-3109, SCAN 234-3109.

George Northcroft
Director